

AMENDED IN SENATE MAY 8, 2003

AMENDED IN SENATE APRIL 21, 2003

SENATE BILL

No. 338

Introduced by Senator Scott

February 19, 2003

An act to amend Sections 48800, 48802, and 76002 of the Education Code, relating to public schools.

LEGISLATIVE COUNSEL'S DIGEST

SB 338, as amended, Scott. Concurrent enrollment of pupils in high school and community college.

Existing law establishes the California Community Colleges under the administration of the Board of Governors of the California Community Colleges. Existing law authorizes the establishment of community college districts under the administration of community college governing boards, and authorizes these districts to provide instruction at community college campuses throughout the state.

Existing law authorizes the governing board of a school district to authorize pupils, with parental permission, who would benefit from advanced scholastic or vocational work to attend community college as special part-time students to undertake one or more courses of instruction at the community college level. Existing law further authorizes the governing board of a community college to admit those students to any community college under its jurisdiction.

~~This bill would provide that those part-time students may only take courses at the community college level that are not offered at the pupil's school of attendance.~~

Existing law authorizes a community college district, for the purposes of receiving state apportionments, to include special part-time students in the district's report of full-time equivalent students if those pupils are enrolled in community college classes that are open to the general public.

This bill would require those courses to meet several additional criteria in order for the community college district to include the students in the district's report of full-time equivalent students.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 48800 of the Education Code is
2 amended to read:

3 48800. (a) The governing board of a school district may
4 determine which pupils would benefit from advanced scholastic or
5 vocational work. The intent of this section is to provide
6 educational enrichment opportunities for a limited number of
7 eligible pupils, rather than to reduce current course requirements
8 of elementary and secondary schools. The governing board may
9 authorize those pupils, upon recommendation of the principal of
10 the pupil's school of attendance, and with parental consent, to
11 attend a community college as special part-time students and to
12 undertake one or more academic or vocational courses of
13 instruction offered at the community college level, ~~only if those~~
14 ~~courses, or their equivalent, are not offered at the pupil's school of~~
15 ~~attendance level.~~

16 (b) If the governing board denies a request for a special
17 part-time enrollment at a community college for a pupil who is
18 identified as highly gifted, the board shall issue its written
19 recommendation and the reasons for the denial within 60 days. The
20 written recommendation and denial shall be issued at the next
21 regularly scheduled board meeting that falls at least 30 days after
22 the request has been submitted.

23 (c) The students shall receive credit for community college
24 courses that they complete at the level determined appropriate by
25 the school district and community college district governing
26 boards.



SEC. 2. Section 48802 of the Education Code is amended to read:

48802. For purposes of allowances and apportionments from Section B of the State School Fund, a community college shall be credited with additional units of average daily attendance attributable to the attendance of pupils at the community college as special part-time students pursuant to this article and ~~is as set forth in Section 76002.~~

A school district whose pupils attend a community college as special part-time students pursuant to this article shall, for purposes of allowances and apportionments from Section A of the State School Fund, continue to receive credit for attendance by those pupils computed in the manner prescribed by law, and a pupil's attendance at school for the minimum schoolday shall be deemed a day of attendance for purposes of making the computation.

SEC. 3. Section 76002 of the Education code is amended to read:

76002. (a) For the purposes of receiving state apportionments, a community college district may include high school pupils who attend a community college within the district pursuant to Sections 48800 and 76001 in the district's report of full-time equivalent students (FTES) only if those pupils are enrolled in community college classes that meet all of the following criteria:

~~(1) The class is open for enrollment to the general public and is so advertised in the college catalog.~~

~~(2) The class is not offered at the pupil's school of attendance during regular school hours.~~

(1) The class is published in one or more of the following:

(A) The college catalog.

(B) The regular schedule of classes.

(C) An addenda to the college catalog or regular schedule of classes.

(2) The class is reasonably well publicized, is not limited to a special clientele, and does not otherwise exclude qualified students.

(3) The class provides college-level academic or vocational instruction.

1 (b) A community college district may not receive state
2 apportionments for special part-time students enrolled in
3 ~~noncredit, recreation, or physical education courses. noncredit or~~
4 *recreational courses.*

5 (c) *A community college district may not receive state*
6 *apportionments in excess of _____ percent of the district's report of*
7 *full-time equivalent students for special part-time students*
8 *enrolled in physical education courses.*

